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IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

MARBLE PRODUCTS, INC.,)	
)	
Plaintiff,)	
)	
v.)	No. _____
)	
THE BETTER HOMES COMPANY, LLC,)	
FIRST CAPITAL BANK,)	
BORAL BRICKS, INC.,)	
GARRISON'S CUSTOM CABINETS, INC.,)	
and HENDRICKS BUILDING SUPPLY, LLC,)	
)	
Defendants.)	

ABSTRACT AND NOTICE OF LIEN LIS PENDENS

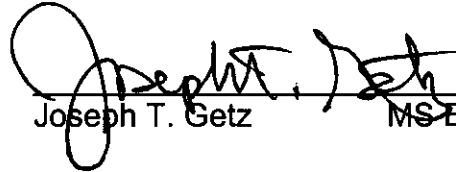
Pursuant to Miss. Code Ann. §11-47-3, notice is hereby given of a suit filed in the Circuit Court of DeSoto County, Mississippi to enforce a lien upon certain real property bearing Case No. CV 2009-1150, wherein Marble Products, Inc., is the Plaintiff, and The Better Homes Company, LLC ("Better Homes"), is a Defendant and First Capital Bank ("First Capital"), Boral Bricks, Inc. ("Boral"), Garrison's Custom Cabinets, Inc. ("Garrison's"), and Hendricks Building Supply, LLC ("Hendricks") are also Defendants based upon a mortgage held by First Capital and construction liens asserted by Boral, Garrison's and Hendricks. Said suit is a Complaint to enforce two mechanics' and materialmen's liens asserted by Marble Products for labor, materials and supplies provided to Better Homes and utilized for the construction and improvement of the real properties described therein and for damages resulting from Better Homes' failure to pay its account.

The properties in question are known as Lot 33, Chapel Ridge Subdivision and Lot 25, Creekside Estates Subdivision, located in DeSoto County, Mississippi, and more

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particularly described in Exhibits 1 and 2, respectively, attached hereto. Marble Products is asserting a lien lis pendens upon said real properties for the title and ownership and for the enforcement of its notices of liens, plus any damages in the amount of any relief granted by the Circuit Court proceeding against Better Homes.

Respectfully submitted,


Joseph T. Getz MSBPR 04803

Less, Getz & Lipman, PLC
100 Peabody Place, Ste. 1150
Memphis, Tennessee 38103
901.525.8700

*Attorneys for Plaintiff
Marble Products, Inc.*

CERTIFICATION

I hereby certify that the foregoing is an accurate abstract of the Complaint to enforce the lien and for damages filed by Marble Products, Inc. in the Circuit Court of DeSoto County, Mississippi and the lien lis pendens asserted by the Plaintiff.


Joseph T. Getz

VERIFICATION


STATE OF MISSISSIPPI)
) ss
 COUNTY OF DESOTO)

The undersigned, Michael Feltus, as President of Marble Products, Inc., after being duly sworn, makes oath that the statements contained in the foregoing Abstract and Notice of Lis pendens are true and correct to the best of his knowledge, and acknowledges that he as President, is empowered to execute this instrument for the purposes contained by signing his name individually and as the President of Marble Products, Inc.

Further the undersigned declares that he is familiar with the books, records and accounts of Marble Products, Inc., and specifically the account of The Better Homes Company, LLC. The Better Homes Company, LLC is currently indebted to Marble Products, Inc., in the total amount of \$10,458.42, plus interest, service charges, costs and attorney's fees.

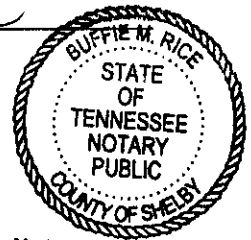

 Michael Feltus

SWORN to and subscribed before me this 12 day of February, 2009.


 Notary Public

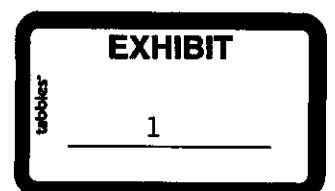
My Commission Expires:

02/01/2012



My Comm. Exp. 2-01-2012

Lot 33, CHAPEL RIDGE SUBDIVISION, situated in Section 4, Township 2 South, Range 5 West, and as shown on plat of record in Plat Book 102, Page 16, in the office of the Chancery Clerk of DeSoto County, Mississippi, to which plat reference is hereby made for a more particular description of said property.



Lot 25, Creekside Estates, situated in Section 21, Township 20 South, Range 6 West, DeSoto County, shown on plat of record in Plat Book 96, Page 26, in the office of the Chancery Clerk of DeSoto County, Mississippi, to which plat reference is hereby made for a more particular description of said property.

